

## Message Text

CONFIDENTIAL

PAGE 01 STATE 160327

42

ORIGIN EB-11

INFO OCT-01 EA-07 ISO-00 CAB-01 CIAE-00 COME-00 DODE-00

      DOTE-00 INR-11 NSAE-00 RSC-01 FAA-00 SSO-00 NSCE-00

      INRE-00 IO-03 L-03 /038 R

DRAFTED BY EB/AN:WBCOBB:VLV

APPROVED BY EB/TT:JSMEADOWS

CAB - MR. BURCH

EA/PHL - MR. HULEN

----- 105654

O 241609Z JUL 74 ZFF4

FM SECSTATE WASHDC

TO AMEMBASSY MANILA NIACT IMMEDIATE

C O N F I D E N T I A L STATE 160327

E.O. 11652: GDS

TAGS: ETRN, RP

SUBJECT: CIVAIR - US/RP NEGOTIATIONS

REF: MANILA 8846

1. CAB STAFF ADVISES THAT RANGE OF OPTIONS OPEN TO BOARD WITH RESPECT TO WHAT APPEARS TO BE PAL'S FLAGRANT VIOLATION OF ITS OPERATING PERMIT RANGE FROM DOLS 1,000 FINE PER AIRCRAFT TO DOLS 1,000 FINE PER PASSENGER CARRIED, TO ULTIMATE REVOCATION OF PERMIT UNDER SECTION 213. BOARD HAS ALERTED ITS WEST COAST REP TO BE PRESENT WHEN DC-10 ARRIVES SAN FRANCISCO SO THAT HE WILL BE ABLE TO TESTIFY AS NECESSARY.

2. FYI. WE SUSPECT THAT PAL'S LEGAL COUNSEL IS OF THE OPINION THAT DOLS 1,000 FINE PER AIRCRAFT IS MAXIMUM PENALTY LIKELY AND MAY HAVE ADVISED PAL MANAGEMENT TO THIS EFFECT. END FYI. HOWEVER, WE CANNOT REGARD LIGHTLY A DELIBERATE INTENTION TO VIOLATE PROVISIONS OF OPERATING PERMIT WHILE QUESTION OF ULTIMATE AGREEMENT IS BEING STUDIED BY GOP AT HIGHEST LEVELS. THIS IS APPARENTLY FIRST DELIBERATE VIOLATION OF 213 AND BOARD'S ENFORCEMENT STAFF INTENDS TO TAKE  
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 160327

EVERY LEGAL ACTION AVAILABLE. DO NOT RULE OUT POSSIBILITY

THAT PASSENGERS MAY NOT BE ALLOWED DISEMBARK AND/OR THAT  
PASSENGERS WILL NOT BE ALLOWED EMBARK ON RETURN FLIGHT.

3. DEPT ATTEMPTING PERSUADE BOARD NOT TO TAKE OVERT  
ACTION UNTIL AFTER JULY 25 NEDA MTG. EMB SHOULD INFORM

PHILS THAT DISCIPLINARY ACTION MAY BE TAKEN. KISSINGER

CONFIDENTIAL

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CIVIL AVIATION, AVIATION AGREEMENTS, NEGOTIATIONS, PASSENGERS, LICENSES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 24 JUL 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** kelleyw0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974STATE160327  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** WBCOBB:VLV  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D740200-0516  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1974/newtext/t19740721/aaaaarqa.tel  
**Line Count:** 67  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN EB  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** MANILA 8846  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** kelleyw0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 08 AUG 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <08-Aug-2002 by rowelle0>; APPROVED <24 FEB 2003 by kelleyw0>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CIVAIR - US/RP NEGOTIATIONS  
**TAGS:** ETRN, RP, US, PAL  
**To:** MANILA  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005